IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No. 693 of 2007

For Approval and Signature:

HONOURABLE MR.JUSTICE AKIL KURESHI

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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SHRIJI CHARAN SWAMI - Applicant(s)
Versus
THE STATE OF GUJARAT & 2 - Respondent(s)

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Appearance :
MS SUBHADRA G PATEL for Applicant(s) : 1,
MR AY KOGJE APP for Respondents

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CORAM : HONOURABLE MR.JUSTICE AKIL KURESHI

Date : 17/04/2007

ORAL JUDGMENT

Rule. Learned Additional Public Prosecutor Mr.A.Y.Kogje waives service of notice on behalf of the respondents.

2. In the present petition, the petitioner has made a grievance that despite medical advice, he is not being provided special diet required in view of his kidney problem. It is the case of the petitioner that the petitioner suffers from kidney disorder and his doctor have advised him special diet. Despite representations to the authorities such diet is not being provided.

3. Learned Additional Public Prosecutor submitted that the certificate produced by the petitioner is from a private hospital and if need be, the authorities shall have the condition of the petitioner examined by the government doctors upon his surrender on conclusion of the Furlough period. He assured the Court that necessary diet will either be provided or permitted as per rule as may be found,

necessary looking to the health condition of the petitioner.

4. Under the circumstances this petition is disposed of taking note of the stand of the respondents. It is expected that necessary steps will be taken to ensure that the petitioner receives proper attention for the ailment that he may be suffering.

5. In view of the above observations and directions, the petition is disposed of. Rule is made absolute to the above terms.

Direct service is permitted.

[AKIL KURESHI, J.]

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